



PTO/SB/31 (05-03)

Approved for use through 4/30/2003. OMB 0651-0031  
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

AF/2871  
JFW  
88**NOTICE OF APPEAL FROM THE EXAMINER TO  
THE BOARD OF PATENT APPEALS AND INTERFERENCES**

Docket Number (Optional)

JP920000068US1 (8728-470)

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" on June 7, 2004

Signature \_\_\_\_\_

Typed or printed name \_\_\_\_\_ Nathaniel T. Wallace

In re Application of  
Hiroshi NiwaApplication Number  
09/767,588 Filed  
1/23/01

For Liquid Crystal Display and Method for Manufacturing...

Art Unit  
2871 Examiner  
Prasad R. Akkapeddi

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the last decision of the examiner.

The fee for this Notice of Appeal is (37 CFR 1.17(b))

\$ 330.00

Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee shown above is reduced by half, and the resulting fee is: \$ \_\_\_\_\_

A check in the amount of the fee is enclosed.

Payment by credit card. Form PTO-2038 is attached.

The Director has already been authorized to charge fees in this application to a Deposit Account. I have enclosed a duplicate copy of this sheet.

The Director is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. 50-0510/IBM . I have enclosed a duplicate copy of this sheet.

A petition for an extension of time under 37 CFR 1.36(a) (PTO/SB/22) is enclosed.

**WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.**

I am the

applicant/inventor.

assignee of record of the entire interest.  
See 37 CFR 3.71. Statement under 37 CFR 3.73(b) is enclosed.  
(Form PTO/SB/96)

attorney or agent of record.

attorney or agent acting under 37 CFR 1.34(a).  
Registration number if acting under 37 CFR 1.34(a). 48,909

Signature

Nathaniel T. Wallace

Typed or printed name

(516) 357-0091

Telephone number

June 7, 2004

Date

**NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required.  
Submit multiple forms if more than one signature is required, see below\*.** \*Total of \_\_\_\_\_ forms are submitted.

This collection of information is required by 37 CFR 1.191. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

06/10/2004 DEMMANU1 00000080 500510 09767588

01 FC:1401 330.00 DA



# FEE TRANSMITTAL for FY 2004

Effective 10/01/2003. Patent fees are subject to annual revision.

 Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$ 330.00)

## Complete if Known

Application Number	09/767,588
Filing Date	January 23, 2001
First Named Inventor	Hiroshi Niwa
Examiner Name	Prasad R. Akkapeddi
Art Unit	2871
Attorney Docket No.	JP920000068US1 (8728-470)

## METHOD OF PAYMENT (check all that apply)

 Check  Credit card  Money Order  Other  None
 Deposit Account:

Deposit Account Number	50-0510/IBM
Deposit Account Name	IBM (Yorktown Heights)

The Director is authorized to: (check all that apply)

Charge fee(s) indicated below  Credit any overpayments  
 Charge any additional fee(s) or any underpayment of fee(s)  
 Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.

## FEE CALCULATION

## 1. BASIC FILING FEE

Large Entity	Small Entity	Fee Code (\$)	Fee Code (\$)	Fee Description	Fee Paid
1001 770	2001 385			Utility filing fee	
1002 340	2002 170			Design filing fee	
1003 530	2003 265			Plant filing fee	
1004 770	2004 385			Reissue filing fee	
1005 160	2005 80			Provisional filing fee	
SUBTOTAL (1)		(\$ 0)			

## 2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

Total Claims	Independent Claims	Multiple Dependent	Extra Claims	Fee from below	Fee Paid
			-20** =	x 18 =	
			- 3** =	x 86 =	
				290 =	

Large Entity	Small Entity	Fee Description
1202 18	2202 9	Claims in excess of 20
1201 86	2201 43	Independent claims in excess of 3
1203 290	2203 145	Multiple dependent claim, if not paid
1204 86	2204 43	** Reissue independent claims over original patent
1205 18	2205 9	** Reissue claims in excess of 20 and over original patent
SUBTOTAL (2)		(\$ 0)

\*\*or number previously paid, if greater; For Reissues, see above

## 3. ADDITIONAL FEES

Large Entity Small Entity

Fee Code (\$)	Fee Description	Fee Paid
1051 130	2051 65 Surcharge - late filing fee or oath	
1052 50	2052 25 Surcharge - late provisional filing fee or cover sheet	
1053 130	1053 130 Non-English specification	
1812 2,520	1812 2,520 For filing a request for ex parte reexamination	
1804 920*	1804 920* Requesting publication of SIR prior to Examiner action	
1805 1,840*	1805 1,840* Requesting publication of SIR after Examiner action	
1251 110	2251 55 Extension for reply within first month	
1252 420	2252 210 Extension for reply within second month	
1253 950	2253 475 Extension for reply within third month	
1254 1,480	2254 740 Extension for reply within fourth month	
1255 2,010	2255 1,005 Extension for reply within fifth month	
1401 330	2401 165 Notice of Appeal	330.00
1402 330	2402 165 Filing a brief in support of an appeal	
1403 290	2403 145 Request for oral hearing	
1451 1,510	1451 1,510 Petition to institute a public use proceeding	
1452 110	2452 55 Petition to revive - unavoidable	
1453 1,330	2453 665 Petition to revive - unintentional	
1501 1,330	2501 665 Utility issue fee (or reissue)	
1502 480	2502 240 Design issue fee	
1503 640	2503 320 Plant issue fee	
1460 130	1460 130 Petitions to the Commissioner	
1807 50	1807 50 Processing fee under 37 CFR 1.17(q)	
1806 180	1806 180 Submission of Information Disclosure Stmt	
8021 40	8021 40 Recording each patent assignment per property (times number of properties)	
1809 770	2809 385 Filing a submission after final rejection (37 CFR 1.129(a))	
1810 770	2810 385 For each additional invention to be examined (37 CFR 1.129(b))	
1801 770	2801 385 Request for Continued Examination (RCE)	
1802 900	1802 900 Request for expedited examination of a design application	
Other fee (specify)		
*Reduced by Basic Filing Fee Paid		SUBTOTAL (3) (\$ 330.00)

## SUBMITTED BY

Name (Print/Type)	Nathaniel T. Wallace	Registration No. (Attorney/Agent)	48,909	Telephone	516-357-0091
Signature				Date	June 7, 2004

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

This collection of information is required by 37 CFR 1.17 and 1.27. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.